

**ASSEMBLY, No. 777**

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**STATE OF NEW JERSEY**

**218th LEGISLATURE**

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PRE-FILED FOR INTRODUCTION IN THE 2018 SESSION

**Sponsored by:**

**Assemblyman RALPH R. CAPUTO**

**District 28 (Essex)**

**Assemblywoman ANNETTE CHAPARRO**

**District 33 (Hudson)**

**Assemblywoman ANGELICA M. JIMENEZ**

**District 32 (Bergen and Hudson)**

**Assemblyman R. BRUCE LAND**

**District 1 (Atlantic, Cape May and Cumberland)**

**Assemblyman NICHOLAS CHIARAVALLOTI**

**District 31 (Hudson)**

**Co-Sponsored by:**

**Assemblywoman Gove, Assemblymen DiMaio, Rooney, Howarth,  
Assemblywoman Handlin, Assemblymen Clifton, Dancer, Thomson,  
Assemblywoman B.DeCroce, Assemblymen Webber, S.Kean,  
Assemblywoman N.Munoz, Assemblymen Bramnick, Peterson, McGuckin  
and Wolfe**

**SYNOPSIS**

Authorizes NJ Environmental Infrastructure Trust to expend additional sums to make loans for environmental infrastructure projects for FY2018; allocates funds from Local Aid Infrastructure Fund for operating and administrative expenses for transportation infrastructure purposes.

**CURRENT VERSION OF TEXT**

Introduced Pending Technical Review by Legislative Counsel.

1 **AN ACT** authorizing the expenditure of additional funds by the New  
2 Jersey Environmental Infrastructure Trust for the purpose of  
3 making loans to eligible project sponsors to finance a portion of  
4 the cost of construction of environmental infrastructure projects,  
5 and amending P.L.2017, c.142, and allocating funds to the New  
6 Jersey Environmental Infrastructure Trust for operating and  
7 administrative expenses for the funding of transportation  
8 infrastructure projects.

9  
10 **BE IT ENACTED** *by the Senate and General Assembly of the State*  
11 *of New Jersey:*

12  
13 1. Section 1 of P.L.2017, c.142 is amended to read as follows:

14 1. a. The New Jersey Environmental Infrastructure Trust,  
15 established pursuant to P.L.1985, c.334 (C.58:11B-1 et seq.), is  
16 authorized to expend the aggregate sum of up to **[\$539.52]** \$833.10  
17 million and any uncommitted balance of the aggregate expenditures  
18 authorized pursuant to section 1 of P.L.2000, c.93, section 1 of  
19 P.L.2001, c.224, section 1 of P.L.2002, c.71, section 1 of P.L.2003,  
20 c.159, section 1 of P.L.2004, c.110, section 1 of P.L.2005, c.197,  
21 section 1 of P.L.2006, c.67, section 1 of P.L.2007, c.140, section 1  
22 of P.L.2008, c.67, section 1 of P.L.2009, c.101, section 1 of  
23 P.L.2010, c.62, section 1 of P.L.2011, c.95, section 1 of P.L.2012,  
24 c.38, section 1 of P.L.2013, c.94, section 1 of P.L.2014, c.26,  
25 section 1 of P.L.2015, c.107, and section 1 of P.L.2016, c.31 , as  
26 amended by P.L.2017, c.13, for the purpose of making loans, to the  
27 extent sufficient funds are available, to or on behalf of local  
28 government units or public water utilities (hereinafter referred to as  
29 "project sponsors") to finance all or a portion of the cost of  
30 construction of environmental infrastructure projects listed in  
31 sections 2 and 4 of **[this act]** P.L.2017, c.142, as amended by  
32 P.L. , c. (pending before the Legislature as this bill).

33 b. The trust is authorized to increase the aggregate sums  
34 specified in subsection a. of this section by:

35 (1) the amounts of capitalized interest and the bond issuance  
36 expenses as provided in subsection b. of section 7 of **[this act]**  
37 P.L.2017, c.142, as amended by P.L. , c. (pending before the  
38 Legislature as this bill);

39 (2) the amounts of reserve capacity expenses and debt service  
40 reserve fund requirements as provided in subsection c. of section 7  
41 of **[this act]** P.L.2017, c.142, as amended by P.L. , c. (pending  
42 before the Legislature as this bill);

43 (3) the interest earned on amounts deposited for project costs  
44 pending their distribution to project sponsors as provided in  
45 subsection d. of section 7 of **[this act]** P.L.2017, c.142, as amended  
46 by P.L. , c. (pending before the Legislature as this bill);

**EXPLANATION** – Matter enclosed in bold-faced brackets **[thus]** in the above bill is  
not enacted and is intended to be omitted in the law.

Matter underlined thus is new matter.

1 (4) the amounts of the loan origination fee as provided in  
2 subsection e. of section 7 of **【this act】** P.L.2017, c.142, as amended  
3 by P.L. , c. (pending before the Legislature as this bill); and

4 (5) the amount appropriated to the Department of Environmental  
5 Protection for the purpose of making zero interest and principal  
6 forgiveness loans pursuant to section 3 of P.L.2017, c.143, as  
7 amended by P.L. , c. (pending before the Legislature as Senate  
8 Bill No. 3538 of 2017 and Assembly Bill No. 5207 of 2017), in  
9 connection with the project costs of a particular project sponsor, to  
10 the extent the priority ranking and an insufficiency of funding  
11 prevents the department from making the loan as provided in  
12 subsection f. of section 7 of **【this act】** P.L.2017, c.142, as amended  
13 by P.L. , c. (pending before the Legislature as this bill).

14 c. (1) Of the sums made available to the trust from the “Water  
15 Supply Trust Fund” established pursuant to subsection a. of section  
16 15 of the "Water Supply Bond Act of 1981" (P.L.1981, c.261)  
17 pursuant to P.L.1997, c.223, the trust is authorized to transfer such  
18 amounts to the Department of Environmental Protection as needed  
19 for drinking water project loans pursuant to the “Safe Drinking  
20 Water Act Amendments of 1996,” Pub.L.104-182, and any  
21 amendatory and supplementary acts thereto (hereinafter referred to  
22 as the "Federal Safe Drinking Water Act"), under terms and  
23 conditions established by the Commissioner of Environmental  
24 Protection and trust, and approved by the State Treasurer, which  
25 loans shall be jointly administered by the trust and department.

26 (2) Of the sums appropriated to the trust from the "Wastewater  
27 Treatment Trust Fund" established pursuant to section 15 of the  
28 "Wastewater Treatment Bond Act of 1985," (P.L.1985, c.329)  
29 pursuant to P.L.1987, c.198, the trust is authorized to transfer such  
30 amounts as needed to the Clean Water State Revolving Fund  
31 established pursuant to section 1 of P.L.2009, c.77 for the purposes  
32 of issuing loans or providing the State match as required for the  
33 award of the capitalization grants made available to the State for  
34 clean water projects pursuant to the "Water Quality Act of 1987"  
35 (33 U.S.C. s.1251 et seq.), and any amendatory and supplementary  
36 acts thereto (hereinafter referred to as the "Federal Clean Water  
37 Act").

38 (3) Of the sums appropriated to the trust from the "1992  
39 Wastewater Treatment Trust Fund" established pursuant to section  
40 27 of the "Green Acres, Clean Water, Farmland and Historic  
41 Preservation Bond Act of 1992" (P.L.1992, c.88) pursuant to  
42 P.L.1996, c.86, the trust is authorized to transfer such amounts as  
43 needed to the Clean Water State Revolving Fund for the purpose of  
44 providing the State match as required for the award of the  
45 capitalization grants made available to the State for clean water  
46 projects pursuant to the Federal Clean Water Act.

47 (4) Of the sums appropriated to the trust from the "Stormwater  
48 Management and Combined Sewer Overflow Abatement Fund"

1 created pursuant to section 14 of the "Stormwater Management and  
2 Combined Sewer Overflow Abatement Bond Act of 1989"  
3 (P.L.1989, c.181) pursuant to P.L.1998, c.87, the trust is authorized  
4 to transfer such amounts as needed to the Clean Water State  
5 Revolving Fund for the purpose of providing the State match as  
6 required for the award of the capitalization grants made available to  
7 the State for clean water projects pursuant to the Federal Clean  
8 Water Act.

9 (5) Of the sums appropriated to the trust from the "2003 Water  
10 Resources and Wastewater Treatment Trust Fund" established  
11 pursuant to subsection b. of section 19 of the "Dam, Lake, Stream,  
12 Flood Control, Water Resources, and Wastewater Treatment Project  
13 Bond Act of 2003" (P.L.2003, c.162) pursuant to P.L.2004, c.110,  
14 the trust is authorized to transfer such amounts as needed to the  
15 Clean Water State Revolving Fund for the purpose of providing the  
16 State match as required for the award of the capitalization grants  
17 made available to the State for clean water projects pursuant to the  
18 Federal Clean Water Act.

19 (6) Of the sums appropriated to the trust from repayments of  
20 loans deposited in any account, including the "Clean Water State  
21 Revolving Fund," "Wastewater Treatment Fund," the "1992  
22 Wastewater Treatment Fund," the "Water Supply Fund," the  
23 "Stormwater Management and Combined Sewer Overflow  
24 Abatement Fund" or the Drinking Water State Revolving Fund, as  
25 appropriate, pursuant to sections 11 and 12 of P.L.1995, c.219,  
26 sections 11 and 12 of P.L.1996, c.85, sections 11 and 12 of  
27 P.L.1997, c.221, sections 12 and 13 of P.L.1998, c.84, section 11 of  
28 P.L.1999, c.174, section 11 of P.L.2000, c.92, section 11 of  
29 P.L.2001, c.222, section 11 of P.L.2002, c.70, section 11 of  
30 P.L.2003, c.158, section 11 of P.L.2004, c.109, section 11 of  
31 P.L.2005, c.196, section 11 of P.L.2006, c.68, section 10 of  
32 P.L.2007, c.140, section 10 of P.L.2008, c.67, section 10 of  
33 P.L.2009, c.101, section 10 of P.L.2010, c.62, section 10 of  
34 P.L.2011, c.95, section 10 of P.L.2012, c.38, section 10 of  
35 P.L.2013, c.94, section 10 of P.L.2014, c.26, section 10 of  
36 P.L.2015, c.107, section 10 of P.L.2016, c.31, and section 10 of  
37 P.L.2017, c.142 for deposit into one or more reserve funds or  
38 accounts established by the trust pursuant to section 11 of P.L.1985,  
39 c.334 (C.58:11B-11), the trust shall transfer to the respective fund  
40 of origin the uncommitted balance of all such moneys no longer  
41 utilized by the trust for such purposes.

42 d. For the purposes of **[this act]** P.L.2017, c.142, as amended  
43 by P.L. , c. (pending before the Legislature as this bill):

44 (1) "capitalized interest" means the amount equal to interest  
45 paid on trust bonds which is funded with trust bond proceeds and  
46 the earnings thereon;

47 (2) "debt service reserve fund expenses" means the debt service  
48 reserve fund costs associated with reserve capacity expenses, water

1 supply projects for which the project sponsors are public water  
2 utilities as provided in section 9 of P.L.1985, c.334 (C.58:11B-9),  
3 other drinking water projects not eligible for, or interested in, State  
4 or federal debt service reserve funds pursuant to the "Water Supply  
5 Bond Act of 1981," P.L.1981, c.261, as amended and supplemented  
6 by P.L.1997, c.223, and any clean water projects not eligible for, or  
7 interested in, State or federal debt service reserve funds from the  
8 Clean Water State Revolving Fund;

9 (3) "issuance expenses" means and includes, but need not be  
10 limited to, the costs of financial document printing, bond insurance  
11 premiums or other credit enhancement, underwriters' discount,  
12 verification of financial calculations, the services of bond rating  
13 agencies and trustees, the employment of accountants, attorneys,  
14 financial advisors, loan servicing agents, registrars, and paying  
15 agents, and any other costs related to the issuance of trust bonds;

16 (4) "loan origination fee" means the fee charged by the  
17 Department of Environmental Protection and financed under the  
18 trust loan to pay a portion of the costs incurred by the department in  
19 the implementation of the New Jersey Environmental Infrastructure  
20 Financing Program; and

21 (5) "reserve capacity expenses" means those project costs for  
22 reserve capacity not eligible for loans under rules and regulations  
23 governing zero interest loans adopted by the Commissioner of  
24 Environmental Protection pursuant to section 4 of P.L.1985, c.329  
25 but which are eligible for loans from the trust in accordance with  
26 the rules and regulations adopted by the trust pursuant to section 27  
27 of P.L.1985, c.334 (C.58:11B-27).

28 e. The trust is authorized to increase the loan amount in the  
29 future to compensate for a refunding of the issue, provided adequate  
30 savings are achieved, for the loans issued pursuant to P.L.1995,  
31 c.218, P.L.1996, c.87, P.L.1997, c.222, P.L.1998, c.85, P.L.1999,  
32 c.173, P.L.2000, c.93, P.L.2001, c.224, P.L.2002, c.71, P.L.2003,  
33 c.159, P.L.2004, c.110, P.L.2005, c.197, P.L.2006, c.67, P.L.2007,  
34 c.140, P.L.2008, c.67, P.L.2009, c.101, P.L.2010, c.62, P.L.2011,  
35 c.95, P.L.2012, c.38, P.L.2013, c.94, P.L.2014, c.26, P.L.2015,  
36 c.107, P.L.2016, c.31, as amended by P.L.2017, c.13, and P.L.2017,  
37 c.142, as amended by P.L. \_\_\_\_\_, c. (pending before the Legislature  
38 as this bill).

39 (cf: P.L.2017, c.142, s.1)

40  
41 2. Section 2 of P.L.2017, c.142 is amended to read as follows:

42 2. a. (1) The New Jersey Environmental Infrastructure Trust is  
43 authorized to expend funds for the purpose of making supplemental  
44 loans to or on behalf of the project sponsors listed below for the  
45 following clean water environmental infrastructure projects:

Project Sponsor	Project Number	Estimated Allowable Trust Loan Amount	Estimated Total Allowable Loan Amount
Burlington Township	S320712-14-1	\$150,000	\$200,000
<u>Manasquan Borough</u>	<u>S340450-01-1</u>	<u>\$1,582,500</u>	<u>\$2,110,000</u>
<u>Mendham Township</u>	<u>S340477-01-1</u>	<u>\$1,615,500</u>	<u>\$2,154,000</u>
North Hudson 【Sewer Authority】 <u>SA</u>	S340952-19-1	\$150,000	\$200,000
Ventnor City	S340667-02-1	\$3,750,000	\$5,000,000
Wanaque Valley RSA	S340780-04-1	\$1,125,000	\$1,500,000
【Warren Township SA	S340964-01-1	\$75,000	\$100,000
Warren Township SA	S340964-02-1	\$262,500	\$350,000】
<b>Total projects: 6</b>		<b>【\$5,512,500】 \$8,373,000</b>	<b>【\$7,350,000】 \$11,164,000</b>

(2) The loans authorized in this subsection shall be made for the difference between the allowable loan amounts required by these projects based upon final building costs pursuant to subsection a. of section 7 of 【this act】 P.L.2017, c.142, as amended by P.L. , c. (pending before the Legislature as this bill), and the loan amounts certified by the chairman of the trust in State fiscal years 2015, 2016, and 2017 and for increased allowable costs as defined and determined in accordance with the rules and regulations adopted by the trust pursuant to section 27 of P.L.1985, c.334 (C.58:11B-27). The loans authorized in this subsection shall be made to or on behalf of the project sponsors listed, up to the individual amounts indicated and in the priority stated, to the extent sufficient funds are available, except as a project fails to meet the requirements of section 6 of 【this act】 P.L.2017, c.142, as amended by P.L. , c. (pending before the Legislature as this bill).

(3) The loans authorized in this subsection shall have priority over the environmental infrastructure projects listed in subsection a. of section 4 of 【this act】 P.L.2017, c.142, as amended by P.L. , c. (pending before the Legislature as this bill).

b. (1) The trust is authorized to expend funds for the purpose of making supplemental loans to or on behalf of the project sponsors listed below for the following drinking water environmental infrastructure project:



Project Sponsor	Project Number	Estimated Allowable Trust Loan Amount	Estimated Total Allowable Loan Amount
North Jersey District Water Supply Comm.	1613001-017-1	\$2,700,000	\$3,600,000
<b>Total Projects: 1</b>		<b>\$2,700,000</b>	<b>\$3,600,000</b>

(2) The loan authorized in this subsection shall be made for the difference between the allowable loan amount required by this project based upon final building costs pursuant to subsection a. of section 7 of **[this act]** P.L.2017, c.142, as amended by P.L. \_\_\_\_\_, c. (pending before the Legislature as this bill), and the loan amount certified by the chairman of the trust in State fiscal years 2016 and 2017 and for increased allowable costs as defined and determined in accordance with the rules and regulations adopted by the trust pursuant to section 27 of P.L.1985, c.334 (C.58:11B-27). The loans authorized in this subsection shall be made to or on behalf of the project sponsors listed, up to the individual amounts indicated and in the priority stated, to the extent sufficient funds are available, except as a project fails to meet the requirements of section 6 of **[this act]** P.L.2017, c.142, as amended by P.L. \_\_\_\_\_, c. (pending before the Legislature as this bill).

(3) The loan for the projects authorized in this subsection shall have priority over environmental infrastructure projects listed in subsection b. of section 4 of **[this act]** P.L.2017, c.142, as amended by P.L. \_\_\_\_\_, c. (pending before the Legislature as this bill).

c. The trust is authorized to adjust the allowable trust loan amount for projects authorized in this section to between 25 **[%]** percent and 75 **[%]** percent of the total allowable loan amount and such excess amounts to the extent the priority ranking and an insufficiency of funding prevents the Department of Environmental Protection from making the loan as provided in subsection f. of section 7 of **[this act]** P.L.2017, c.142, as amended by P.L. \_\_\_\_\_, c. (pending before the Legislature as this bill).

(cf: P.L.2017, c.142, s.2)

3. Section 3 of P.L.2017, c.142 is amended to read as follows:  
3. a. The New Jersey Environmental Infrastructure Trust is authorized to make loans to or on behalf of the project sponsors for the clean water projects listed in subsection a. of section 2 and subsection a. of section 4 of **[this act]** P.L.2017, c.142, as amended by P.L. \_\_\_\_\_, c. (pending before the Legislature as this bill), up to the individual amounts indicated and in the priority stated, except as any such amount may be reduced by the trust pursuant to subsection a. of section 7 of **[this act]** P.L.2017, c.142, as amended by

1 P.L. , c. (pending before the Legislature as this bill), or if a  
2 project fails to meet the requirements of section 6 of [this act]  
3 P.L.2017, c.142, as amended by P.L. , c. (pending before the  
4 Legislature as this bill). The trust is authorized to increase any such  
5 amount pursuant to subsection b., c., d., e. or f. of section 7 or  
6 [section] 8 of [this act] P.L.2017, c.142, as amended by  
7 P.L. , c. (pending before the Legislature as this bill).  
8 b. The trust is authorized to make loans to project sponsors for  
9 the drinking water projects listed in subsection b. of section 2 and  
10 subsection b. of section 4 of [this act] P.L.2017, c.142, as amended  
11 by P.L. , c. (pending before the Legislature as this bill), up to  
12 the individual amounts indicated and in the priority stated, except as  
13 any such amount may be reduced by the trust pursuant to subsection  
14 a. of section 7 of [this act] P.L.2017, c.142, as amended by  
15 P.L. , c. (pending before the Legislature as this bill), or if a  
16 project fails to meet the requirements of section 6 of [this act]  
17 P.L.2017, c.142, as amended by P.L. , c. (pending before the  
18 Legislature as this bill). The trust is authorized to increase any such  
19 amount pursuant to subsection b., c., d., e. or f. of section 7 or  
20 [section] 8 of [this act] P.L.2017, c.142, as amended by  
21 P.L. , c. (pending before the Legislature as this bill).  
22 (cf: P.L.2017, c.142, s.3)

23  
24 4. Section 4 of P.L.2017, c.142 is amended to read as follows:  
25 4. a. The following environmental infrastructure projects shall  
26 be known and may be cited as the "Storm Sandy and State Fiscal  
27 Year 2018 Clean Water Project Eligibility List":  
28

Project Sponsor	Project Number	Estimated Allowable Trust Loan Amount	Estimated Total Allowable Loan Amount
<u>Aberdeen Township</u>	<u>S340869-02</u>	<u>\$6,750,000</u>	<u>\$9,000,000</u>
Atlantic County UA	S340809-23	<b>[\$8,280,000]</b> <u>\$11,040,000</u>	\$11,040,000
Atlantic County UA	S340809-24	<b>[\$720,000]</b> <u>\$800,000</u>	<b>[\$960,000]</b> <u>\$800,000</u>
Atlantic County UA	S340809-25	<b>[\$13,140,000]</b> <u>\$17,520,000</u>	\$17,520,000
Atlantic County UA	S340809-26	<b>[\$1,350,000]</b> <u>\$1,500,000</u>	<b>[\$1,800,000]</b> <u>\$1,500,000</u>
Atlantic County UA	S340809-27	<b>[\$2,400,00]</b> <u>\$3,200,000</u>	\$3,200,000
Atlantic County UA	S340809-28	\$3,075,000	\$4,100,000



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Bayshore RSA	S340697-05	\$21,150,000	\$28,200,000
<u>Bayshore RSA</u>	<u>S340697-06</u>	<u>\$11,325,000</u>	<u>\$15,100,000</u>
<u>Bradley Beach Borough</u>	<u>S340472-01</u>	<u>\$2,025,000</u>	<u>\$2,700,000</u>
<u>Bradley Beach Borough</u>	<u>S340472-02</u>	<u>\$1,942,538</u>	<u>\$2,590,050</u>
<u>Burlington City</u>	<u>S340140-01</u>	<u>\$1,275,000</u>	<u>\$1,700,000</u>
Burlington Township	S340712-15	\$825,000	\$1,100,000
Carteret Borough	S340939-09	<b>【\$7,950,000】</b> <u>\$11,257,500</u>	<b>【\$10,600,000】</b> <u>\$15,010,000</u>
Cinnaminson SA	S340170-07	\$6,750,000	\$9,000,000
<u>Cinnaminson SA</u>	<u>S340170-08</u>	<u>\$870,000</u>	<u>\$1,160,000</u>
Cumberland County UA	S340550-07	\$975,000	\$1,300,000
Cumberland County UA	S340550-08	\$975,000	\$1,300,000
Elizabeth City	S340942-18	\$6,150,000	\$8,200,000
<u>Elizabeth City</u>	<u>S340942-19</u>	<u>\$5,775,000</u>	<u>\$7,700,000</u>
Gloucester City	S340958-07	\$900,000	\$1,200,000
<u>Gloucester City</u>	<u>S340958-08</u>	<u>\$1,575,000</u>	<u>\$2,100,000</u>
Gloucester County IA	S342024-01	\$6,000,000	\$8,000,000
Gloucester County UA	S340902-14	\$33,750,000	\$45,000,000
Gloucester County UA	S340902-16	\$1,575,000	\$2,100,000
Hightstown Borough	S340915-05	\$1,050,000	\$1,400,000
<b>【Hoboken City</b>	S340635-06	\$24,750,000	<b>\$33,000,000】</b>
Hoboken City	S340635-07	\$3,750,000	\$5,000,000
<u>Jersey City MUA</u>	<u>S340928-15</u>	<u>\$30,300,000</u>	<u>\$40,400,000</u>

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<u>Jersey City MUA</u>	<u>S340928-19</u>	<u>\$5,625,000</u>	<u>\$7,500,000</u>
<u>Jersey City MUA</u>	<u>S340928-20</u>	<u>\$5,400,000</u>	<u>\$7,200,000</u>
<u>Jersey City MUA</u>	<u>S340928-22</u>	<u>\$562,500</u>	<u>\$750,000</u>
<u>Jersey City</u>	<u>S340928-30</u>	<u>\$2,033,250</u>	<u>\$2,711,000</u>
Kearny MUA	S340259-07	\$4,875,000	\$6,500,000
<u>Little Egg Harbor MUA</u>	<u>S340579-02</u>	<u>\$2,475,000</u>	<u>\$3,300,000</u>
Long Beach Township	S340023-06	\$3,750,000	\$5,000,000
<u>Manasquan River RSA</u>	<u>S340911-03</u>	<u>\$495,000</u>	<u>\$660,000</u>
Mendham Township	S340477-01	\$1,875,000	\$2,500,000
Millville City	S340921-07	\$9,000,000	\$12,000,000
<u>Montclair Township</u>	<u>S340837-04</u>	<u>\$1,275,000</u>	<u>\$1,700,000</u>
<u>Newark City</u>	<u>S340815-22</u>	<u>\$7,875,000</u>	<u>\$10,500,000</u>
<u>North Bergen MUA</u>	<u>S340652-14</u>	<u>\$17,250,000</u>	<u>\$23,000,000</u>
<u>North Hudson SA</u>	<u>S340952-22</u>	<u>\$13,500,000</u>	<u>\$18,000,000</u>
North Hudson SA	S340952-23	\$2,325,000	\$3,100,000
<u>North Hudson SA</u>	<u>S340952-28</u>	<u>\$1,275,000</u>	<u>\$1,700,000</u>
Northwest Bergen County UA	S340700-13	\$3,900,000	\$5,200,000
<u>Ocean County</u>	<u>S344080-09</u>	<u>\$975,000</u>	<u>\$1,300,000</u>
Ocean County	S344080-10	\$187,500	\$250,000
Ocean County	S344080-11	\$262,500	\$350,000
Ocean Township	S340112-07	\$2,250,000	\$3,000,000
Ocean Township SA	S340750-11	\$4,875,000	\$6,500,000
<u>Ocean Township SA</u>	<u>S340750-13</u>	<u>\$412,500</u>	<u>\$550,000</u>
<u>Ocean Township SA</u>	<u>S340750-14</u>	<u>\$1,875,000</u>	<u>\$2,500,000</u>

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Passaic Valley SC	S340689-25	\$6,825,000	\$9,100,000
Passaic Valley SC	S340689-30	<b>【\$1,875,000】</b> <u>\$2,775,000</u>	<b>【\$2,500,000】</b> <u>\$3,700,000</u>
Passaic Valley SC	S340689-31	\$3,000,000	\$4,000,000
<u>Passaic Valley SC</u>	<u>S340689-32</u>	<u>\$7,500,000</u>	<u>\$10,000,000</u>
Passaic Valley SC	S340689-34	\$2,175,000	\$2,900,000
<u>Passaic Valley SC</u>	<u>S340689-38</u>	<u>\$15,750,000</u>	<u>\$21,000,000</u>
<u>Passaic Valley SC</u>	<u>S340689-39</u>	<u>\$3,612,000</u>	<u>\$4,816,000</u>
<u>Perth Amboy City</u>	<u>S340435-11</u>	<u>\$4,844,513</u>	<u>\$6,459,351</u>
<u>Perth Amboy City</u>	<u>S340435-13</u>	<u>\$637,500</u>	<u>\$850,000</u>
Pine Hill MUA	S340274-05	\$1,350,000	\$1,800,000
<u>Plumsted Township</u>	<u>S340607-03</u>	<u>\$20,250,000</u>	<u>\$27,000,000</u>
<u>Rahway Valley SA</u>	<u>S340547-14</u>	<u>\$7,125,000</u>	<u>\$9,500,000</u>
<u>Riverdale Borough</u>	<u>S340729-02</u>	<u>\$217,342</u>	<u>\$289,789</u>
<u>Riverside SA</u>	<u>S340490-01</u>	<u>\$630,000</u>	<u>\$840,000</u>
Rockaway Valley RSA	S340821-06	\$6,000,000	\$8,000,000
<u>Rockaway Valley RSA</u>	<u>S340821-07</u>	<u>\$6,150,000</u>	<u>\$8,200,000</u>
<u>Roxbury Township</u>	<u>S340381-07</u>	<u>\$5,625,000</u>	<u>\$7,500,000</u>
<u>Ship Bottom Borough</u>	<u>S340311-03</u>	<u>\$3,525,000</u>	<u>\$4,700,000</u>
Somerset Raritan Valley SA	S340801-08	<b>【\$10,125,000】</b> <u>\$12,375,000</u>	<b>【\$13,500,000】</b> <u>\$16,500,000</u>
Somerville Borough	S342013-01	\$8,625,000	\$11,500,000
South Monmouth RSA	S340377-05	\$2,625,000	\$3,500,000
Stafford Township	S344100-03	\$4,200,000	\$5,600,000

<u>Stony Brook</u> <u>RSA</u>	<u>S340400-10</u>	<u>\$3,825,000</u>	<u>\$5,100,000</u>
Sussex County MUA	S342008-05	\$9,750,000	\$13,000,000
Ventnor City	S340667-03	\$1,500,000	\$2,000,000
<b>Total Projects: [42] <u>77</u></b>		<b><u>[\$236,865,000]</u> <u>\$429,299,643</u></b>	<b><u>[\$315,820,000]</u> <u>\$561,046,190</u></b>

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b. The following environmental infrastructure projects shall be known and may be cited as the "Storm Sandy and State Fiscal Year 2018 Drinking Water Project Eligibility List":

<b>Project Sponsor</b>	<b>Project No.</b>	<b>Estimated Allowable Trust Loan Amount</b>	<b>Estimated Total Allowable Loan Amount</b>
<u>Aberdeen</u> <u>Township</u>	<u>1330004-001</u>	<u>\$2,925,000</u>	<u>\$3,900,000</u>
Berkeley Township MUA	1505004-007	\$525,000	\$700,000
Bordentown City	0303001-006	\$1,125,000	\$1,500,000
<u>Bordentown</u> <u>City</u>	<u>0303001-008</u>	<u>\$1,650,000</u>	<u>\$2,200,000</u>
Cape May City	0502001-004	\$1,650,000	\$2,200,000
Clinton Town	1005001-008	\$1,125,000	\$1,500,000
Clinton Town	1005001-009	\$900,000	\$1,200,000
<u>Elmer</u> <u>Borough</u>	<u>1702001-001</u>	<u>\$600,000</u>	<u>\$800,000</u>
Gloucester City	0414001- 020A	<b><u>[\$187,500]</u> <u>\$975,000</u></b>	<b><u>[\$250,000]</u> <u>\$1,300,000</u></b>
<u>Gloucester</u> <u>City</u>	<u>0414001-022</u>	<u>\$900,000</u>	<u>\$1,200,000</u>
Hoboken City	0905001-001	\$6,375,000	\$8,500,000
Jackson Township MUA	1511001-010	\$6,150,000	\$8,200,000
<u>Lavallette</u> <u>Borough</u>	<u>1515001-001</u>	<u>\$998,250</u>	<u>\$1,331,000</u>
<u>Little Egg</u> <u>Harbor MUA</u>	<u>1516001-004</u>	<u>\$2,250,000</u>	<u>\$3,000,000</u>

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Long Beach Township	1517001-500	\$6,900,000	\$9,200,000
<u>Long Beach Township</u>	<u>1517001-501</u>	<u>\$1,725,000</u>	<u>\$2,300,000</u>
<u>Manchester Township</u>	<u>1518005-002</u>	<u>\$4,125,000</u>	<u>\$5,500,000</u>
<u>Mantua Township MUA</u>	<u>0810004-002</u>	<u>\$1,350,000</u>	<u>\$1,800,000</u>
<u>Mantua Township MUA</u>	<u>0810004-003</u>	<u>\$1,050,000</u>	<u>\$1,400,000</u>
Maple Shade Township	0319001-006	\$1,950,000	\$2,600,000
Middlesex Water Company	1225001-016	\$4,275,000	\$5,700,000
Middlesex Water Company	1225001-023	\$6,000,000	\$8,000,000
Middlesex Water Company	1225001-024	\$2,700,000	\$3,600,000
<u>Middlesex Water Company</u>	<u>1225001-026</u>	<u>\$9,750,000</u>	<u>\$13,000,000</u>
<u>Netcong Borough</u>	<u>1428001-008</u>	<u>\$825,000</u>	<u>\$1,100,000</u>
Netcong Borough	1428001-009	\$300,000	\$400,000
<u>Newark City</u>	<u>0714001-016</u>	<u>\$9,750,000</u>	<u>\$13,000,000</u>
<u>Newark City</u>	<u>0714001-500</u>	<u>\$3,825,000</u>	<u>\$5,100,000</u>
<u>NJ American Water Company, Inc.</u>	<u>1345001-016</u>	<u>\$10,125,000</u>	<u>\$13,500,000</u>
NJ American Water Co.- Raritan	2004002-500	\$27,000,000	\$36,000,000
<u>NJ American Water Company, Inc.</u>	2004002-011	\$9,600,000	\$12,800,000

North Jersey District <b>【WS】</b> <u>Water Supply Comm.</u>	1613001-022	\$12,750,000	\$17,000,000
North Jersey District <b>【WS】</b> <u>Water Supply Comm.</u>	1613001-025	\$5,475,000	\$7,300,000
North Jersey District <b>【WS】</b> <u>Water Supply Comm.</u>	1613001-033	\$3,075,000	\$4,100,000
Ocean Township	1520001-007	\$1,050,000	\$1,400,000
<u>Old Bridge MUA</u>	<u>1209002-013</u>	<u>\$2,671,500</u>	<u>\$3,562,000</u>
<b>【Passaic Valley WC</b>	1605002-025	\$27,450,000	<b>\$36,600,000】</b>
<u>Pennington Borough</u>	<u>1108001-002</u>	<u>\$937,500</u>	<u>\$1,250,000</u>
Perth Amboy City	1216001-008	\$1,875,000	\$2,500,000
Rahway City	2013001-007	\$13,650,000	\$18,200,000
Red Bank Borough	1340001-002	\$1,500,000	\$2,000,000
Saddle Brook Township	0257001-002	\$1,425,000	\$1,900,000
<u>Ship Bottom Borough</u>	<u>1528001-002</u>	<u>\$2,812,500</u>	<u>\$3,750,000</u>
<u>Stafford Township</u>	<u>1530004-018</u>	<u>\$1,800,000</u>	<u>\$2,400,000</u>
Trenton City	1111001-010	\$7,875,000	\$10,500,000
Washington Township MUA	0818004-010	\$1,425,000	\$1,900,000
Willingboro MUA	0338001-009	\$5,250,000	\$7,000,000
<b>Total Projects:</b> <b><u>【28】 46</u></b>		<b><u>【\$159,562,500】</u></b> <b><u>\$192,969,750</u></b>	<b><u>【\$212,750,000】</u></b> <b><u>\$257,293,000</u></b>

1  
2 c. The trust is authorized to adjust the allowable trust loan  
3 amount for projects authorized in this section to between 0 **【%】**  
4 percent and 75 **【%】** percent of the total allowable loan amount, and  
5 such excess amounts to the extent the priority ranking and an  
6 insufficiency of funding prevents the Department of Environmental  
7 Protection from making the loan as provided in subsection f. of  
8 section 7 of **【this act】** P.L.2017, c.142, as amended by P.L. \_\_\_\_\_,  
9 c. (pending before the Legislature as this bill), and up to 100 **【%】**  
10 percent of the total allowable loan amount for projects certified by



1 the Department of Environmental Protection pursuant to section 1  
2 of P.L.2013, c.93 (C.58:11B-9.5).  
3 (cf: P.L.2017, c.142, s.4)

4  
5 5. Section 5 of P.L.2017, c.142 is amended to read as follows:

6 5. In accordance with and subject to the provisions of sections  
7 5, 6, and 23 of P.L.1985, c.334 (C.58:11B-5, 58:11B-6, and  
8 58:11B-23) and as set forth in the financial plan required pursuant  
9 to section 21 of P.L.1985, c.334 (C.58:11B-21), or the financial  
10 plan required pursuant to section 25 of P.L.1997, c.224 (C.58:11B-  
11 21.1), any proceeds from bonds issued by the trust to make loans  
12 for priority environmental infrastructure projects listed in sections 2  
13 and 4 of **[this act]** P.L.2017, c.142, as amended by  
14 P.L. , c. (pending before the Legislature as this bill), which are  
15 not expended for that purpose may be applied for the payment of all  
16 or any part of the principal of and interest and premium on the trust  
17 bonds whether due at stated maturity, the interest payment dates or  
18 earlier upon redemption. A portion of the proceeds from bonds  
19 issued by the trust to make loans for priority environmental  
20 infrastructure projects pursuant to **[this act]** P.L.2017, c.142, as  
21 amended by P.L. , c. (pending before the Legislature as this  
22 bill), may be applied for the payment of capitalized interest and for  
23 the payment of any issuance expenses; for the payment of reserve  
24 capacity expenses; for the payment of debt service reserve fund  
25 expenses for the payment of the loan origination fees; and for the  
26 payment of increased costs as defined and determined in accordance  
27 with the rules and regulations adopted by the trust pursuant to  
28 section 27 of P.L.1985, c.334 (C.58:11B-27).

29 (cf.: P.L.2017, c.142, s.5)

30  
31 6. Section 6 of P.L.2017, c.142 is amended to read as follows:

32 6. Any loan made by the New Jersey Environmental  
33 Infrastructure Trust pursuant to **[this act]** P.L.2017, c.142, as  
34 amended by P.L. , c. (pending before the Legislature as this  
35 bill), shall be subject to the following requirements:

36 a. The chairman of the trust has certified that the project is in  
37 compliance with the provisions of P.L.1977, c.224, P.L.1985, c.334,  
38 P.L.1992, c.88, P.L.1997, c.223, P.L.1997, c.224, P.L.1997, c.225,  
39 P.L.1999, c.175 or P.L.2003, c.162, and any rules and regulations  
40 adopted pursuant thereto, and any amendatory and supplementary  
41 acts thereto, as applicable. In making this certification, the  
42 chairman may conclusively rely on the project review conducted by  
43 the Department of Environmental Protection without any  
44 independent review thereof by the trust;

45 b. The loan shall be conditioned upon inclusion of the project  
46 on a project eligibility list approved pursuant to section 20 of  
47 P.L.1985, c.334 (C.58:11B-20) or section 24 of P.L.1997, c.224  
48 (C.58:11B-20.1);

1 c. The loan shall be repaid within a period not to exceed 30  
2 years of the making of the loan;

3 d. The loan, including any portion thereof made by the trust  
4 pursuant to subsection f. of section 7 of **[this act]** P.L.2017, c.142,  
5 as amended by P.L. , c. (pending before the Legislature as this  
6 bill), shall not exceed the allowable project cost of the  
7 environmental infrastructure facility, exclusive of capitalized  
8 interest and issuance expenses as provided in subsection b. of  
9 section 7 of **[this act]** P.L.2017, c.142, as amended by  
10 P.L. , c. (pending before the Legislature as this bill), reserve  
11 capacity expenses and the debt service reserve fund expenses as  
12 provided in subsection c. of section 7 of **[this act]** P.L.2017, c.142,  
13 as amended by P.L. , c. (pending before the Legislature as this  
14 bill), interest earned on project costs as provided in subsection d. of  
15 section 7 of **[this act]** P.L.2017, c.142, as amended by P.L. , c.  
16 (pending before the Legislature as this bill), the amounts of the loan  
17 origination fee as provided in subsection e. of section 7 of **[this act]**  
18 P.L.2017, c.142, as amended by P.L. , c. (pending before the  
19 Legislatre as this bill), refunding increases as provided in section 8  
20 of **[this act]** P.L.2017, c.142, as amended by P.L. , c. (pending  
21 before the Legislature as this bill), and increased costs as defined  
22 and determined in accordance with the rules and regulations  
23 adopted by the trust pursuant to section 27 of P.L.1985, c.334  
24 (C.58:11B-27);

25 e. The loan shall bear interest, exclusive of any late charges or  
26 administrative fees payable to the trust pursuant to subsection o. of  
27 section 5 of P.L.1985, c.334 (C.58:11B-5) by the project sponsors  
28 receiving trust loans, at or below the interest rate paid by the trust  
29 on the bonds issued to make or refund the loans authorized by **[this**  
30 **act]** P.L.2017, c.142, as amended by P.L. , c. (pending before  
31 the Legislature as this bill), adjusted for underwriting discount and  
32 original issue discount or premium, in accordance with the terms  
33 and conditions set forth in the financial plan required pursuant to  
34 section 21 of P.L.1985, c.334 (C.58:11B-21) or the financial plan  
35 required pursuant to section 25 of P.L.1997, c.224 (C.58:11B-21.1);  
36 and

37 f. The loan shall be subject to all other terms and conditions as  
38 the trust shall determine to be consistent with the provisions of  
39 P.L.1985, c.334 (C.58:11B-1 et seq.) and any rules and regulations  
40 adopted pursuant thereto, and with the financial plan required by  
41 section 21 of P.L.1985, c.334 (C.58:11B-21) or the financial plan  
42 required pursuant to section 25 of P.L.1997, c.224 (C.58:11B-21.1).

43 The eligibility lists and authorization for the making of loans  
44 pursuant to **[this act]** P.L.2017, c.142, as amended by P.L. ,  
45 c. (pending before the Legislature as this bill), shall expire on July  
46 1, 2018, and any project sponsor which has not executed and  
47 delivered a loan agreement with the trust for a loan authorized in

1 **【this act】** P.L.2017, c.142, as amended by P.L. , c. (pending  
2 before the Legislature as this bill), shall no longer be entitled to that  
3 loan.  
4 (cf: P.L.2017, c.142, s.6)

5  
6 7. Section 7 of P.L.2017, c.142 is amended to read as follows:

7 7. a. The New Jersey Environmental Infrastructure Trust is  
8 authorized to reduce the individual amount of loan funds made  
9 available to or on behalf of project sponsors pursuant to sections 2  
10 and 4 of **【this act】** P.L.2017, c.142, as amended by  
11 P.L. , c. (pending before the Legislature as this bill), based upon  
12 final building costs defined in and determined in accordance with  
13 rules and regulations adopted by the trust pursuant to section 27 of  
14 P.L.1985, c.334 (C.58:11B-27) or rules and regulations adopted by  
15 the Commissioner of Environmental Protection pursuant to section  
16 4 of P.L.1985, c.329, section 11 of P.L.1977, c.224 (C.58:12A-11)  
17 or section 5 of P.L.1981, c.261. The trust is authorized to use any  
18 such reduction in the loan amount made available to a project  
19 sponsor to cover that project sponsor's increased costs due to  
20 differing site conditions or other allowable expenses as defined and  
21 determined in accordance with the rules and regulations adopted by  
22 the trust pursuant to section 27 of P.L.1985, c.334 (C.58:11B-27).

23 b. The trust is authorized to increase each loan amount  
24 authorized in sections 2 and 4 of **【this act】** P.L.2017, c.142, as  
25 amended by P.L. , c. (pending before the Legislature as this  
26 bill), by the amount of capitalized interest and issuance expenses  
27 allocable to each loan made by the trust pursuant to **【this act】**  
28 P.L.2017, c.142, as amended by P.L. , c. (pending before the  
29 Legislature as this bill); provided that the increase for issuance  
30 expenses, excluding underwriters' discount, original issue discount  
31 or premiums, municipal bond insurance premiums and bond rating  
32 agency fees, shall not exceed 0.4 **【%】** percent of the principal  
33 amount of trust bonds issued to make loans authorized by **【this act】**  
34 P.L.2017, c.142, as amended by P.L. , c. (pending before the  
35 Legislature as this bill).

36 c. The trust is authorized to increase each loan amount  
37 authorized in sections 2 and 4 of **【this act】** P.L.2017, c.142, as  
38 amended by P.L. , c. (pending before the Legislature as this  
39 bill), by the amount of reserve capacity expenses, and by the debt  
40 service reserve fund expenses associated with the costs identified in  
41 paragraphs (3) and (4) of subsection d. of section 1 of **【this act】**  
42 P.L.2017, c.142, as amended by P.L. , c. (pending before the  
43 Legislature as this bill).

44 d. The trust is authorized to increase each loan amount  
45 authorized in sections 2 and 4 of **【this act】** P.L.2017, c.142, as  
46 amended by P.L. , c. (pending before the Legislature as this

1 bill), by the interest earned on amounts deposited for project costs  
2 pending their distribution to project sponsors.

3 e. The trust is authorized to increase each loan amount  
4 authorized in sections 2 and 4 of **[this act]** P.L.2017, c.142, as  
5 amended by P.L. , c. (pending before the Legislature as this  
6 bill), by the loan origination fee.

7 f. The trust is authorized to increase each loan amount  
8 authorized in sections 2 and 4 of **[this act]** P.L.2017, c.142, as  
9 amended by P.L. , c. (pending before the Legislature as this  
10 bill), by the amount appropriated to the Department of  
11 Environmental Protection for the purpose of making the  
12 corresponding zero interest loan pursuant to section 3 of P.L.2017,  
13 c.143, as amended by P.L. , c. (pending before the Legislature  
14 as Senate Bill No. 3538 of 2017 and Assembly Bill No. 5207 of  
15 2017), in connection with the project costs of the project sponsor, to  
16 the extent the priority ranking and an insufficiency of funding  
17 prevents the department from making the loan and for lead  
18 abatement projects ineligible for department loans under the Federal  
19 Clean Water Act and Federal Safe Drinking Water Act or to the  
20 extent the priority ranking and an insufficiency of funding prevents  
21 the department from making the loan.

22 (cf: P.L.2017, c.142, s.7)

23  
24 8. Section 8 of P.L.2017, c.142 is amended to read as follows:

25 8. The New Jersey Environmental Infrastructure Trust is  
26 authorized to increase the individual amount of loan funds made  
27 available to project sponsors by the trust pursuant to P.L.1989,  
28 c.190, P.L.1990, c.97, P.L.1991, c.324, P.L.1992, c.37, P.L.1993,  
29 c.192, P.L.1994, c.105, P.L.1995, c.218, P.L.1996, c.87, P.L.1997,  
30 c.222, P.L.1998, c.85, P.L.1999, c.173, P.L.2000, c.93, P.L.2001,  
31 c.224, P.L.2002, c.71, P.L.2003, c.159, P.L.2004, c.110, P.L.2005,  
32 c.197, P.L.2006, c.67, P.L.2007, c.140, P.L.2008, c.67, P.L.2009,  
33 c.101, P.L.2010, c.62, P.L.2011, c.95, P.L.2012, c.38, P.L.2013,  
34 c.94, P.L.2014, c.26, P.L.2015, c.107, P.L.2016, c.31, as amended  
35 by P.L.2017, c.13, or P.L.2017, c.142, as amended by P.L. ,  
36 c. (pending before the Legislature as this bill), provided that  
37 adequate savings are achieved, to compensate for a refunding of  
38 trust bonds issued to make loans authorized by the aforementioned  
39 acts.

40 (cf: P.L.2017, c.142, s.8)

41  
42 9. Section 9 of P.L.2017, c.142 is amended to read as follows:

43 9. The expenditure of funds authorized pursuant to **[this act]**  
44 P.L.2017, c.142, as amended by P.L. , c. (pending before the  
45 Legislature as this bill), is subject to the provisions of P.L.1977,  
46 c.224 (C.58:12A-1 et al.), P.L.1985, c.329, P.L.1985, c.334  
47 (C.58:11B-1 et seq.), as amended and supplemented by P.L.1997,  
48 c.224, P.L.1992, c.88, P.L.1989, c.181, P.L.1997, c.223, P.L.1997,

1 c.225, P.L.1999, c.175, or P.L.2003, c.162, and the rules and  
2 regulations adopted pursuant thereto or the Federal Safe Drinking  
3 Water Act, as appropriate.  
4 (cf: P.L.2017, c.142, s.9)  
5

6 10. Section 10 of P.L.2017, c.142 is amended to read as follows:

7 10. a. There is appropriated to the New Jersey Environmental  
8 Infrastructure Trust as needed to make short-term or temporary  
9 loans from funds deposited in any account, including the  
10 "Wastewater Treatment Fund," the "1992 Wastewater Treatment  
11 Fund," the "Water Supply Fund," the "2003 Water Resources and  
12 Wastewater Treatment Trust Fund," the "Stormwater Management  
13 and Combined Sewer Overflow Abatement Fund," the "Clean Water  
14 State Revolving Fund," or the "Drinking Water State Revolving  
15 Fund," as appropriate, and from any net earnings received from the  
16 investment and reinvestment of such deposits, the sum of  
17 \$600,000,000 consisting of:

18 (1) The uncommitted balance of \$500,000,000 currently on  
19 deposit in the special fund (hereinafter referred to as the "Interim  
20 Financing Program Fund") created and established by the trust for  
21 the short-term or temporary loan financing or refinancing program  
22 (hereinafter referred to as the "Interim Financing Program")  
23 authorized pursuant to subsection d. of section 9 of P.L.1985, c.334  
24 (C.58:11B-9), which balance previously had been appropriated to  
25 the trust for such purpose pursuant to section 11 of P.L.2016, c.31,  
26 less any Interim Financing Program Fund amounts appropriated to  
27 the Department of Environmental Protection to supplement the  
28 sums appropriated from the Clean Water State Revolving Fund for  
29 clean water projects pursuant to the Federal Clean Water Act and  
30 from the Drinking Water State Revolving Fund for drinking water  
31 projects pursuant to the Federal Safe Drinking Water Act, provided  
32 that at no time shall funds committed pursuant to this section  
33 exceed funds required by the Department of Environmental  
34 Protection to meet long-term obligations; and

35 (2) such other amounts to be deposited in the Interim Financing  
36 Program Fund, in an aggregate amount that does not exceed at any  
37 time, the amount appropriated, provided that the amount so  
38 reappropriated and appropriated to the trust for deposit in the  
39 Interim Financing Program Fund shall be utilized by the trust to  
40 make short-term or temporary loans pursuant to the Interim  
41 Financing Program to any one or more of the project sponsors, for  
42 the respective projects thereof, identified in the interim financing  
43 project priority list (hereinafter referred to as the "Interim Financing  
44 Program Project Priority List") in the form provided to the  
45 Legislature by the Commissioner of Environmental Protection.

46 b. The Interim Financing Program Project Priority List shall be  
47 submitted to the Secretary of the Senate and the Clerk of the  
48 General Assembly at least once each fiscal year. The Secretary of



1 the Senate and the Clerk of the General Assembly shall cause the  
2 date of submission to be entered upon the Senate Journal and the  
3 Minutes of the General Assembly, respectively. Any environmental  
4 infrastructure project or the project sponsor thereof not identified in  
5 the Interim Financing Program Project Priority List shall not be  
6 eligible for a short-term or temporary loan from the Interim  
7 Financing Program Fund.

8 c. The trust may issue market rate interest short-term  
9 temporary loans for wastewater treatment and water supply projects  
10 on the Interim Financing Program Project Priority List for the  
11 reduction of lead in publicly-owned facilities otherwise ineligible to  
12 receive funding for that purpose pursuant to subsection a. of this  
13 section.

14 (cf: P.L.2017, c.142, s.10)

15  
16 11. (New section) Notwithstanding section 1 of P.L.2017, c.99,  
17 the annual State appropriations act for Fiscal Year 2018, of the  
18 amount appropriated from the revenues and other funds of the New  
19 Jersey Transportation Trust Fund Authority and from the amounts  
20 on deposit in the Transportation Trust Fund Subaccount for Capital  
21 Reserves, for the capital purpose for "Local Aid, Infrastructure  
22 Fund," \$2,600,000 shall be allocated therefrom to the New Jersey  
23 Environmental Infrastructure Trust for the purpose of providing  
24 funding for operating and administrative expenses to fund  
25 transportation infrastructure projects pursuant to the provisions of  
26 P.L.1985, c.334 (C.58:11B-1 et seq.).

27  
28 12. This act shall take effect immediately.  
29  
30

### 31 STATEMENT

32  
33 This bill would authorize the New Jersey Environmental  
34 Infrastructure Trust (NJEIT) to expend additional sums to make  
35 loans for environmental infrastructure projects for Fiscal Year  
36 2018.

37 In July 2017, P.L.2017, c.142 was enacted into law, which  
38 authorized the NJEIT to expend up to \$539.52 million, and any  
39 unexpended balances from previous authorizations, to provide low-  
40 interest and market-rate loans to project sponsors (primarily local  
41 governments, public authorities, or public water utilities) for a  
42 portion of the total costs of 77 eligible environmental infrastructure  
43 projects for Fiscal Year 2018. This included 42 projects from the  
44 "Storm Sandy and State Fiscal Year 2018 Clean Water Project  
45 Eligibility List" and 28 projects from the "Storm Sandy and State  
46 Fiscal Year 2018 Drinking Water Project Eligibility List." The  
47 NJEIT was also authorized under P.L.2017, c.142 to provide  
48 supplemental loans to six clean water projects and one drinking



1 water project that received loans in the past and which require  
2 supplemental loans in order to meet actual costs.

3 This bill would amend the lists of environmental infrastructure  
4 projects for which the NJEIT is authorized to make loans in  
5 P.L.2017, c.142 to include new projects and revise allowable loan  
6 amounts for already approved projects. Thus, under the bill, the  
7 NJEIT would be authorized to expend up to \$833.10 million, and  
8 any unexpended balances from previous authorizations, to provide  
9 loans to project sponsors for a total of 130 eligible environmental  
10 infrastructure projects for Fiscal Year 2018. This would include 77  
11 projects on the "Storm Sandy and State Fiscal Year 2018 Clean  
12 Water Project Eligibility List" and 46 projects on the "Storm Sandy  
13 and State Fiscal Year 2018 Drinking Water Project Eligibility List."  
14 The NJEIT would also be authorized to make supplemental loans to  
15 six clean water environmental infrastructure projects and one  
16 drinking water environmental infrastructure project.

17 Certain projects have been removed from the list of projects for  
18 which the NJEIT is authorized to make loans either because they  
19 have already received long-term funding or because the projects  
20 will not be ready to receive funding before the end of Fiscal Year  
21 2018 under NJEIT program requirements.

22 The bill would also allocate \$2.6 million from the Local Aid  
23 Infrastructure Fund, a capital fund in the Department of  
24 Transportation, to the New Jersey Environmental Infrastructure  
25 Trust (NJEIT) for operating and administrative expenses for the  
26 funding of transportation infrastructure projects.